

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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LESLIE DICK WORLDWIDE, LTD. and :  
LESLIE DICK, :  
: *Plaintiffs*, :  
v. :  
: GEORGE SOROS, SOROS FUND :  
MANAGEMENT, LLC, SFM :  
MANAGEMENT, LLC, CONSECO, INC., :  
VORNADO REALTY TRUST, GERMAN :  
AMERICAN CAPITAL CORPORATION, :  
DEUTSCHE BANK AG, EASTDIL :  
SECURED, LLC, HARRY MACKLOWE, :  
FIG, LLC, CERBERUS CAPITAL :  
MANAGEMENT, LP, LAZARD FRERES & :  
CO. LLC, KIRKLAND & ELLIS, LLP, FRIED :  
FRANK HARRIS SHRIVER & JACOBSON :  
LLP, CARMEL FIFTH, LLC, 767 MANAGER :  
LLC, DONALD J. TRUMP and JOHN DOES :  
"1" THROUGH "10," :  
: *Defendants*. :  
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**DECLARATION OF ROBERT J. GIUFFRA, JR.**

I, Robert J. Giuffra, Jr., hereby declare under penalty of perjury that the following is true and correct:

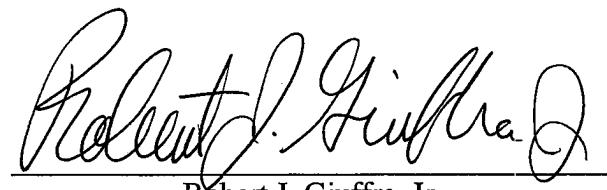
1. I am a member of the Bar of this Court and of the law firm of Sullivan & Cromwell LLP, counsel for Defendant Vornado Realty Trust ("Vornado") in the above-captioned action.

2. I submit this Declaration in support of Vornado's Motion to Dismiss Plaintiffs' Complaint, to place before the Court certain materials referred to in the Memorandum in

Support of Vornado's Motion to Dismiss. I am familiar with the facts and circumstances described herein.

3. Attached as Exhibit A hereto is a true and correct copy of the plaintiffs' Complaint, dated September 8, 2008, and filed September 10, 2008.
4. Attached as Exhibit B hereto is a copy of a letter by David H. Relkin dated December 10, 2008, addressed to United States Magistrate Judge Theodore H. Katz.

Dated: New York, New York  
December 22, 2008



A handwritten signature in black ink, appearing to read "Robert J. Giuffra, Jr.", is written over a horizontal line. The signature is fluid and cursive.

Robert J. Giuffra, Jr.